

## SEVENTEENTH DAY

(Friday, February 7, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Hardeman
Allen	Hargis
Allison	Harris of Dallas
Anderson	Harris of Hill
Avant	Hartzog
Bailey	Heflin
Baker	Henderson
Bean	Hileman
Bell	Hobbs
Benton	Howard
Boone	Howington
Brawner	Hoyo
Bray	Huddleston
Bridgers	Huffman
Brown	Hughes
Bullock	Humphrey
Bundy	Hutchinson
Burkett	Isaacks
Burnaman	Jones
Carlton	Kelly
Carrington	Kennedy
Cato	Kersey
Chambers	Kinard
Clark	King
Cleveland	Klingeman
Coker	Knight
Colson, Mrs.	Lansberry
Connelly	Lehman
Craig	Leyendecker
Crossley	Little
Crothwait	Lock
Davis	Love
Deen	Lowry
Dickson of Nolan	Lucas
Donald	Lyle
Dove	McAlister
Duckett	McDonald
Dwyer	McGlasson
Ellis	McLellan
Eubank	McMurry
Evans	McNamara
Favors	Manford
Ferguson	Manning
Files	Markle
Fitzgerald	Martin
Fuchs	Matthews
Gandy	Mills
Garland	Montgomery
Gilmer	Moore
Goodman	Morgan
Halsey	Morris
Hanna	

Morse	Simpson
Murray	Skiles
Nicholson	Smith of Bastrop
Pace	Smith of Atascosa
Parker	Spacek
Pevehouse	Spangler
Phillips	Stanford
Price	Stinson
Rampy	Stubbs
Reed of Bowie	Thornton
Reed of Dallas	Turner
Ridgeway	Voigt
Roark	Walters
Roberts	Wattner
Rhodes	Weatherford
Sallas	White
Senterfitt	Whitesides
Sharpe	Winfree
Shell	

## Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Almighty God, Thou Who hast framed the universe and yet Who knowest the sparrow's fall, do Thou lead our leaders in Nation and in State, in these times when man's wisdom fails and the world stands appalled. May we be humbled by our own needs, and not forget Thee; and do Thou qualify us for every duty. In Jesus' name. Amen."

## LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Alsup for today on motion of Mr. Manning.

Mr. Blankenship for today on motion of Mr. Duckett.

Mr. Bruhl for today on motion of Mr. White.

Mr. Vale for today on motion of Mr. Evans.

Mr. Dickson of Bexar for today on motion of Mr. Ridgeway.

Mr. McCann for today on motion of Mr. Senterfitt.

Mr. Taylor for today on account

of military service, on motion of Mr. Morris.

Mr. Helpinstill for today on account of death in family, on motion of Mr. Hargis.

#### HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Harris of Dallas and Mr. Burnaman:

H. B. No. 301, A bill to be entitled "An Act providing that officers, agents or employees of certain depository banks shall be disqualified from holding or exercising the office of school trustee; repealing all laws in conflict; and declaring an emergency."

Referred to the Committee on Education.

By Mr. Rampy:

H. B. No. 302, A bill to be entitled "An Act applicable to the County of Concho, State of Texas, prohibiting the transportation of minnows taken in said county beyond the borders of said county for the purpose of sale; limiting the number of minnows to be transported beyond the borders of said county; providing legal length of catfish in said county; providing penalties for any violation of this Act; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. McLellan, Mr. Duckett and Mr. Hobbs:

H. B. No. 303, A bill to be entitled "An Act making it unlawful to kill or attempt to kill wild turkey or trap or molest same in Colorado, Wharton, Lavaca and Jackson Counties for a period of four years; providing a penalty; repealing all conflicting laws and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Craig:

H. B. No. 304, A bill to be entitled "An Act applying only to independent school districts in counties having a population of not less than three thousand seven hundred fifty (3,750) and not more than three thousand eight hundred fifty (3,850) according to the last preceding Federal Census; authorizing said school districts to fund into time warrants all outstanding obligations of said school districts which existed on July 1, 1940; prescribing the terms and conditions of issuance of said time warrants; authorizing said school districts to borrow money in a sum not to exceed Seven Thousand Dollars (\$7,000.00) with which to pay certain outstanding obligations; providing for the levying of a tax to pay the same and fixing the rate of interest thereon; prescribing the terms and conditions of said time warrants; and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Bullock and Mr. Carlton, Mr. Coker and Mr. Halsey:

H. B. No. 305, A bill to be entitled "An Act amending Sections 3, 4 and 6, Chapter 21, General and Special Laws, 43rd Legislature of Texas, Second Called Session, which amended Sections 4, 5 and 8, Chapter 241, General Laws of the 43rd Legislature of Texas, Regular Session, providing for the reduction of promoter's license fees and bond in cities of less than 25,000 population; providing for the appointment of a referee for a single bout by a deputy boxing commissioner, and fixing the fee therefor; providing for similar appointment of seconds, timekeepers, and other local officials for no license fee; providing for a thirty day boxer's license and fixing the fee therefor; and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Sharpe and Mr. Moore:

H. B. No. 306, A bill to be entitled "An Act providing an open

season for doves in Lamar County, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

# MOTION TO INSTRUCT COMMITTEE ON HIGHWAYS AND MOTOR TRAFFIC

Mr. Turner moved that the Rules be suspended for the purpose of making a motion that the Committee on Highways and Motor Traffic be instructed to report House Bill No. 160 today.

The motion to suspend the Rules was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—76

Anderson	King
Avant	Knight
Bailey	Lehman
Benton	Lucas
Brown	Lyle
Burnaman	McAlister
Carlton	McGlasson
Chambers	McLellan
Clark	McNamara
Cleveland	McMurry
Connelly	Martin
Crossley	Mills
Crothwait	Montgomery
Davis	Moore
Dickson of Nolan	Morgan
Donald	Morris
Dove	Pace
Duckett	Parker
Dwyer	Pevehouse
Ellis	Price
Evans	Rampy
Ferguson	Reed of Bowie
Files	Reed of Dallas
Fitzgerald	Roark
Fuchs	Roberts
Gandy	Rhodes
Garland	Sallas
Goodman	Sharpe
Hargis	Skiles
Harris of Hill	Spacek
Henderson	Stanford
Hobbs	Stubbs
Howard	Turner
Hoyo	Voigt
Huddleston	Weatherford
Hutchinson	White
Kennedy	Whitesides
Kinard	Winfree

Nays—47

Allison	Bean
Baker	Bell

Boone	Kelly
Brawner	Kersey
Bullock	Klingeman
Burkett	Lansberry
Carrington	Leyendecker
Cato	Lock
Coker	Love
Craig	Lowry
Deen	Manning
Eubank	Markle
Favors	Matthews
Gilmer	Morse
Halsey	Murray
Hanna	Nicholson
Hardeman	Phillips
Harris of Dallas	Ridgeway
Hileman	Senterfitt
Howington	Smith of Atascosa
Huffman	Spangler
Hughes	Thornton
Isaacks	Walters
Jones	

Absent

Allen	Little
Bray	McDonald
Bridgers	Manford
Bundy	Shell
Colson, Mrs.	Simpson
Hartzog	Smith of Bastrop
Heflin	Stinson
Humphrey	Wattner

Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

# MOTION TO REREFER HOUSE BILL NO. 294

Mr. Love moved that House Bill No. 294 be withdrawn from the Committee on State Affairs and referred to the Committee on Labor.

Mr. Kersey moved to table the motion to re-refer.

The motion to table prevailed.

# BILLS RE-REFERRED

Mr. Hartzog moved that House Bills Nos. 47, 76 and 130 be withdrawn from the Committee on Revenue and Taxation and referred to the Committee on State Affairs.

The motion prevailed.

Mr. Hartzog moved that House Bill No. 220 be withdrawn from the

Committee on Revenue and Taxation and referred to the Committee on Judiciary.

The motion prevailed.

#### EXTENDING INVITATION OF THE HOUSE

Mr. White offered the following resolution:

H. S. R. No. 105, Extending Invitation to Bobby and Tommy Fairey to Appear before the House.

Whereas, We have with us in the House of Representatives a talented musician in the person of Bobby Fairey; and

Whereas, We have in the Senate his brother, Tommy Fairey, who is also a talented musician; and

Whereas, These two youngsters have appeared before several organizations in Austin and entertained them with their music, and have had several requests from Members of the House of Representatives to appear here; therefore, be it

Resolved, That the House of Representatives invite these two youngsters to appear before this Assembly and, at the pleasure of the Speaker of the House, entertain us with a musical program.

WHITE,  
HUDDLESTON,  
WINFREE.

The resolution was read second time and was adopted.

#### EXTENDING INVITATION OF THE HOUSE

Mr. Davis offered the following resolution:

H. S. R. No. 108, Extending Invitation to Reverend G. P. Comer to Appear before the House.

Whereas, The House of Representatives of the State of Texas acknowledge the Honorable Reverend G. P. Comer of Waco, Texas, who being a true and loyal servant of God and is giving the youth of his life serving his God and fellow citizens always being an inspiration to all who aspire to a life of service to his community, State and country and being courteous to all who know him; and

Whereas, He is serving the State of Texas in his beneficial work as

a messenger of God and will remain forever in the minds and hearts of those who know him. His counsel and leadership is eagerly sought and followed by citizens in all walks of life; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That the Honorable G. P. Comer be allowed to lead the Members of the 47th Legislature in a prayer Monday, February 10th; and be it further

Resolved, That a copy of this resolution be spread upon the House Journal of this day's proceedings; and be it further

Resolved, That the Chief Clerk of the House send to this faithful friend of the Honorable W. Lee O'Daniel, the 47th Legislature and the people of Texas, a copy of this resolution under the Seal of the House of Representatives.

DAVIS,  
DWYER,  
McNAMARA,  
McGLASSON.

The resolution was read second time and was adopted.

#### RELATIVE TO CERTAIN AL- LEGED UN-AMERICAN ACTIVITIES

Mr. Manning offered the following resolution:

H. S. R. No. 109, Relative to Certain Alleged Un-American Activities.

Whereas, We the American people, and the citizens of the State of Texas, are engaged in helping Great Britain in the cause of Democracy, and it has been called to our attention by the headlines of many Texas newspapers that Charles A. Lindbergh has made statements that Great Britain nor the United States can not stop Hitler; now therefore, be it

Resolved by the House of Representatives, That the following telegram be sent to Hon. Martin Dies, Chairman, Un-American Activities Investigative Committee, Washington, D. C., and he be advised that our sentiments are as follows:

"Hon. Martin Dies, Chairman, Un-American Activities Investigative Committee, Washington, D. C.

"Dear Mr. Dies: We the under-

signed, Members of the present 47th Texas Legislature, duly convened and meeting in Austin, Texas, as Members of the House of Representatives, do as real American citizens, and as Texans ask you to call before your Committee, Charles A. Lindbergh, who is trying to instill in the minds of the American public the unbelievable idea that Great Britain and the United States of America cannot stop Hitler, and ask him why he is trying to destroy the last and only stand that Democracy is making against the odds of dictators.

"Further, we as real Texans ask you to question him at length and to find out his real motives in using his flying popularity in trying to sway the American public, in the thoughts of Nazism. We urge all power to you in this move, as we stand 100% behind you.

"Signed—Manning, Daniel, Kinard, Hargis, Burnaman, Duckett, Bell, Dwyer, Dickson of Nolan, Pevehouse."

Resolved, That the Chief Clerk of the House be instructed to send to Hon. Martin Dies, the above telegram, and that the names of all the Members concurring be added thereto.

The resolution was read second time.

Mr. Harris of Dallas moved that the resolution be referred to the Committee on Federal Relations.

Mr. Manning moved as a substitute motion that the resolution be referred to the Committee on Military Affairs.

The substitute motion by Mr. Manning was lost.

Mr. Isaacks moved to table the resolution by Mr. Manning.

The motion to table prevailed.

#### RELATIVE TO COLONEL CHARLES A. LINDBERGH

Mr. Evans offered the following resolution:

H. S. R. No. 110, Relative to Colonel Charles A. Lindbergh.

Whereas, This great country of ours which was founded in 1776 upon the principles representing a living monument for Justice; and

Whereas, This country of ours, being composed of people of all nations, creeds, kinds, and colors; and

Whereas, Our Government being founded upon the noble principle of a Government of the people, by the people, and for the people; and

Whereas, Our Government was founded upon the great principles of Righteousness, Justice, and Liberty; and

Whereas, These principles and doctrines have made our America the greatest Democracy on earth; and

Whereas, This Democracy is still maintained and shall be maintained so long as we patriots remain loyal and true to our Democratic form of Government and safeguard the noble principles it stands for; and

Whereas, At this time our Nation, our country, our Democracy, our people, our citizenship are facing one of the greatest, and by far the most dangerous crisis, that it has ever witnessed; and

Whereas, Our distinguished and honored President, Franklin Delano Roosevelt, has called upon our citizenship, our people, and all businesses to coordinate their efforts in a preparedness and protective program to safeguard our Democracy; and

Whereas, One of our citizens broke faith with this our Government in that he stated that our country was not a safe place to rear his children, and this citizen did move his family to a foreign soil and there resided for many years, and only returned to this country when war was prevalent where he was living; and

Whereas, This citizen, at that time, repudiated our laws and the best Government on earth and lived or visited in many foreign countries; and

Whereas, Since this citizen returned to our country, his acts and words and utterances have been such that we question his loyalty and sincerity to the noble principles of Liberty, Justice, and the sacredness in which we hold the great

principles of the Democratic form of Government; and

Whereas, This citizen's acts forcibly demonstrate that he still believes in a foreign, Hitlerized form of government; now, therefore, be it

Resolved, That we, the Members of the Texas Legislature here assembled to uphold the laws and traditions of our forefathers and to enact protective legislation, do hereby go on record as resenting the conduct of one Charles A. Lindbergh in his words, acts, and deeds, and in his attitude toward our Government and our Honorable President; and be it further

Resolved, That we, the Legislators here assembled, do hereby urge the Commander in Chief of the United States Army to reduce Colonel Charles A. Lindbergh to a buck private, and we therefore urge that said Colonel Charles A. Lindbergh be required to take the Oath of Allegiance to these our United States of America, and further that should said Colonel Charles A. Lindbergh fail to prove his unquestionable loyalty and integrity to this, our Government, that said Colonel Charles A. Lindbergh be deported from this country, giving him his choice of what part of the Hitler-controlled territory he may choose.

The resolution was read second time.

Mr. Lehman raised a point of order on further consideration of the resolution by Mr. Evans at this time, on the ground that the time allotted for the consideration of resolutions has expired.

The Speaker sustained the point of order.

Mr. Lucas moved that the Rules relative to the consideration of resolutions be suspended until the above resolution is disposed of.

The motion to suspend the Rules prevailed.

Mr. McAlister moved that the resolution be referred to the Committee on State Affairs.

Mr. Anderson moved as a substitute motion that the resolution be referred to the Committee on Military Affairs.

The substitute motion by Mr. Anderson prevailed.

#### HOUSE BILL NO. 207 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 207, A bill to be entitled "An Act validating certain County Line Independent School Districts; providing for the continuance in office of the Board of Trustees of such County Line Independent School Districts as same existed immediately prior to increasing the area of such districts, until the expiration of the respective terms of the members thereof, and providing that their successors shall be elected as provided by the General Laws for the election of trustees in County Line Independent School Districts incorporated for school purposes only; providing for the validating of all acts of the Board of Trustees of any such County Line Independent School District in connection with the ordering of an election or elections and declaring the results thereof, and in attempting or purporting to levy taxes for and on behalf of such County Line Independent School District with its increased area and providing for the validating of all contracts and other acts of such Board of Trustees, otherwise legal, heretofore made on behalf of such district with increased territory; providing that nothing in this Act shall in any wise affect any local maintenance tax or taxes for bonded purposes heretofore voted on any part of the territory included within the bounds of any such County Line Independent School District within the increased area; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 207 ON THIRD READING

Mr. Halsey moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 207 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—119

Allen	King
Allison	Klingeman
Anderson	Knight
Avant	Lansberry
Bailey	Lehman
Baker	Leyendecker
Bean	Little
Bell	Lock
Benton	Love
Boone	Lowry
Brawner	Lucas
Bray	Lyle
Bridgers	McAlister
Brown	McDonald
Burnaman	McGlasson
Carlton	McLellan
Carrington	McNamara
Cato	McMurry
Clark	Manford
Cleveland	Manning
Coker	Markle
Connelly	Martin
Craig	Matthews
Crossley	Mills
Crothwait	Montgomery
Deen	Moore
Dickson of Nolan	Morgan
Donald	Morris
Duckett	Morse
Dwyer	Nicholson
Eubank	Pace
Ferguson	Parker
Files	Pevehouse
Fitzgerald	Phillips
Fuchs	Price
Gandy	Rampy
Garland	Reed of Dallas
Gilmer	Ridgeway
Halsey	Roark
Hanna	Roberts
Hardeman	Rhodes
Hargis	Sallas
Harris of Dallas	Senterfitt
Harris of Hill	Sharpe
Henderson	Shell
Hileman	Simpson
Hobbs	Smith of Atascosa
Howington	Spacek
Hoyo	Spangler
Huddleston	Stanford
Huffman	Stinson
Hughes	Thornton
Humphrey	Voigt
Hutchinson	Walters
Isaacks	Wattner
Jones	Weatherford
Kelly	White
Kennedy	Whitesides
Kersey	Winfree
Kinard	

Absent

Bullock	Goodman
Bundy	Hartzog
Burkett	Heflin
Chambers	Howard
Colson, Mrs.	Murray
Davis	Reed of Bowie
Dove	Skiles
Evans	Smith of Bastrop
Ellis	Stubbs
Favors	Turner

Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

The Speaker then laid House Bill No. 207 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—125

Allen	Ferguson
Allison	Files
Anderson	Fitzgerald
Avant	Fuchs
Bailey	Gandy
Baker	Garland
Bean	Gilmer
Bell	Halsey
Boone	Hanna
Brawner	Hardeman
Bray	Hargis
Bridgers	Harris of Dallas
Brown	Harris of Hill
Bullock	Hartzog
Burkett	Heflin
Burnaman	Henderson
Carlton	Hileman
Carrington	Hobbs
Cato	Howington
Clark	Hoyo
Cleveland	Huddleston
Coker	Huffman
Connelly	Hughes
Craig	Humphrey
Crossley	Hutchinson
Crothwait	Isaacks
Davis	Jones
Deen	Kennedy
Dickson of Nolan	Kersey
Donald	Kinard
Dove	King
Duckett	Klingeman
Dwyer	Knight
Ellis	Lansberry
Eubank	Lehman
Favors	Leyendecker

Little	Pevehouse
Lock	Phillips
Love	Price
Lowry	Rampy
Lucas	Reed of Dallas
Lyle	Ridgeway
McAlister	Roark
McDonald	Roberts
McGlasson	Rhodes
McLellan	Sallas
McNamara	Senterfitt
McMurry	Sharpe
Manford	Simpson
Manning	Skiles
Markle	Smith of Atascosa
Martin	Spacek
Matthews	Spangler
Mills	Stanford
Montgomery	Stinson
Moore	Thornton
Morgan	Stubbs
Morse	Walters
Murray	Wattner
Nicholson	Weatherford
Pace	White
Parker	Whitesides
	Winfree

## Absent

Benton	Kelly
Bundy	Morris
Chambers	Reed of Bowie
Colson, Mrs.	Shell
Evans	Smith of Bastrop
Goodman	Turner
Howard	Voigt

## Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

HOUSE BILL NO. 241 ON  
SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 241, A bill to be entitled "An Act authorizing the trustees of the Crosbyton Independent School District in Crosby County, Texas, to borrow money in a sum not to exceed ten thousand dollars for the purpose of supplementing money on hand with which to pay outstanding obligations and to refinance and liquidate outstanding and past due indebtedness of said district, and to issue interest bearing time warrants therefor, without an election; pre-

scribing the terms and conditions for the issuance of said time warrants; providing for the levying of a tax to pay same; prescribing the terms and conditions and the rate of interest of said time warrants; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 241 ON  
THIRD READING

Mr. Halsey moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 241 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—130

Allison	Favors
Anderson	Ferguson
Avant	Files
Bailey	Fitzgerald
Baker	Fuchs
Bean	Gandy
Bell	Garland
Benton	Gilmer
Boone	Goodman
Brawner	Halsey
Bray	Hanna
Bridgers	Hardeman
Brown	Hargis
Bullock	Harris of Dallas
Bundy	Harris of Hill
Burkett	Hartzog
Burnaman	Heflin
Carlton	Henderson
Carrington	Hileman
Cato	Hobbs
Chambers	Howard
Clark	Howington
Cleveland	Huddleston
Coker	Huffman
Colson, Mrs.	Hughes
Connelly	Humphrey
Craig	Hutchinson
Crossley	Isaacks
Crosthwait	Jones
Davis	Kelly
Deen	Kennedy
Dickson of Nolan	Kersey
Donald	Kinard
Dove	King
Duckett	Klingeman
Dwyer	Knight
Ellis	Lansberry
Eubank	Lehman
Evans	Leyendecker



Little	Price
Lock	Rampy
Love	Reed of Bowie
Lowry	Reed of Dallas
Lucas	Ridgeway
Lyle	Roark
McAlister	Roberts
McDonald	Rhodes
McGlasson	Sallas
McLellan	Senterfitt
McNamara	Sharpe
McMurry	Simpson
Manning	Skiles
Markle	Smith of Atascosa
Martin	Spacek
Matthews	Stanford
Mills	Stinson
Montgomery	Stubbs
Moore	Thornton
Morgan	Turner
Morris	Voigt
Morse	Walters
Pace	Wattner
Parker	Weatherford
Pevehouse	White
Phillips	Winfree

## Absent

Allen	Shell
Hoyo	Smith of Bastrop
Manford	Spangler
Murray	Whitesides
Nicholson	

## Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

The Speaker then laid House Bill No. 241 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—133

Allison	Bullock
Anderson	Bundy
Avant	Burnaman
Bailey	Carlton
Baker	Carrington
Bean	Cato
Bell	Chambers
Benton	Clark
Boone	Cleveland
Brawner	Coker
Bray	Colson, Mrs.
Bridgers	Connelly
Brown	Craig

Crossley	Lowry
Crosthwait	Lucas
Davis	Lyle
Deen	McAlister
Dickson of Nolan	McDonald
Donald	McGlasson
Dove	McLellan
Duckett	McNamara
Dwyer	McMurry
Ellis	Manford
Eubank	Manning
Evans	Markle
Favors	Martin
Ferguson	Matthews
Files	Mills
Fitzgerald	Montgomery
Fuchs	Moore
Gandy	Morris
Garland	Morse
Gilmer	Murray
Goodman	Nicholson
Halsey	Pace
Hanna	Parker
Hardeman	Pevehouse
Hargis	Phillips
Harris of Dallas	Price
Harris of Hill	Rampy
Hartzog	Reed of Bowie
Heflin	Reed of Dallas
Henderson	Ridgeway
Hileman	Roark
Hobbs	Roberts
Howington	Rhodes
Hoyo	Sallas
Huddleston	Senterfitt
Huffman	Sharpe
Hughes	Shell
Humphrey	Simpson
Hutchinson	Skiles
Isaacks	Smith of Atascosa
Jones	Spacek
Kelly	Spangler
Kennedy	Stanford
Kersey	Stinson
Kinard	Stubbs
King	Thornton
Klingeman	Voigt
Knight	Walters
Lansberry	Wattner
Lehman	Weatherford
Leyendecker	White
Little	Whitesides
Lock	Winfree
Love	

## Absent

Allen	Morgan
Burkett	Smith of Bastrop
Howard	Turner

## Absent—Excused

Alsup	Bruhl
Blankenship	Celaya

Daniel  
Dickson of Bexar  
Helpinstill

McCann  
Taylor  
Vale

HOUSE BILL NO. 250 ON  
SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 250, A bill to be entitled "An Act to fix the minimum rate of tax to be levied for school purposes in the Crosbyton Independent School District in Crosby County, Texas, for the purpose of maintenance, payment of bonded indebtedness, and payment of such time warrants as may be legally authorized and issued by said district, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 250 ON  
THIRD READING

Mr. Halsey moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 250 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—133

Allen	Colson, Mrs.
Allison	Connelly
Anderson	Craig
Avant	Crossley
Bailey	Crosthwait
Baker	Davis
Bean	Deen
Bell	Dickson of Nolan
Benton	Donald
Boone	Dove
Brawner	Duckett
Bray	Dwyer
Bridgers	Ellis
Brown	Eubank
Bullock	Evans
Bundy	Favors
Burnaman	Ferguson
Carlton	Files
Carrington	Fitzgerald
Cato	Fuchs
Chambers	Gandy
Clark	Garland
Cleveland	Goodman
Coker	Halsey

Hanna  
Hardeman  
Hargis  
Harris of Dallas  
Harris of Hill  
Heflin  
Henderson  
Hileman  
Hobbs  
Howard  
Howington  
Hoyo  
Huddleston  
Huffman  
Hughes  
Humphrey  
Hutchinson  
Isaacks  
Jones  
Kelly  
Kennedy  
Kersey  
Kinard  
King  
Klingeman  
Knight  
Lansberry  
Lehman  
Leyendecker  
Little  
Lock  
Love  
Lowry  
Lucas  
McAlister  
McDonald  
McGlasson  
McLellan  
McNamara  
McMurry  
Manford  
Manning

Markle  
Martin  
Matthews  
Mills  
Montgomery  
Moore  
Morgan  
Morris  
Morse  
Murray  
Pace  
Parker  
Pevehouse  
Phillips  
Price  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roark  
Roberts  
Rhodes  
Sallas  
Senterfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Atascosa  
Spacek  
Spangler  
Stanford  
Stinson  
Stubbs  
Thornton  
Turner  
Voigt  
Walters  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

Absent

Burkett	Lyle
Gilmer	Nicholson
Hartzog	Smith of Bastrop

Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

The Speaker then laid House Bill No. 250 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—126	
Allen	Isaacks
Allison	Jones
Anderson	Kelly
Avant	Kennedy
Bailey	Kersey
Baker	Kinard
Bean	King
Bell	Klingeman
Benton	Knight
Brawner	Lansberry
Bray	Lehman
Bridgers	Leyendecker
Brown	Little
Bullock	Lock
Burnaman	Love
Carlton	Lowry
Carrington	Lucas
Cato	Lyle
Chambers	McAlister
Clark	McGlasson
Cleveland	McLellan
Coker	McNamara
Colson, Mrs.	McMurry
Connelly	Manford
Craig	Manning
Crossley	Markle
Crosthwait	Martin
Davis	Matthews
Deen	Mills
Dickson of Nolan	Montgomery
Donald	Moore
Dove	Morgan
Duckett	Morris
Dwyer	Morse
Ellis	Nicholson
Eubank	Pace
Evans	Parker
Favors	Pevehouse
Ferguson	Phillips
Files	Price
Fitzgerald	Rampy
Fuchs	Reed of Bowie
Gandy	Reed of Dallas
Garland	Ridgeway
Goodman	Roark
Halsey	Roberts
Hanna	Rhodes
Hardeman	Sallas
Hargis	Senterfitt
Harris of Dallas	Simpson
Harris of Hill	Skiles
Heflin	Smith of Atascosa
Henderson	Spacek
Hileman	Stanford
Hobbs	Stinson
Howard	Stubbs
Howington	Thornton
Hoyo	Turner
Huddleston	Voigt
Hughes	Walters
Humphrey	Wattner
Hutchinson	

Weatherford	Whitesides
White	
	Absent
Boone	Murray
Bundy	Sharpe
Burkett	Shell
Gilmer	Smith of Bastrop
Hartzog	Spangler
Huffman	Winfree
McDonald	
	Absent—Excused
Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

#### HOUSE BILL NO. 259 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 259, A bill to be entitled "An Act amending Chapter 73, General Laws of the Regular Session of the 44th Legislature, so as to fix the maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city or town which according to the latest Federal Census has a population of not fewer than five thousand, eight hundred and fifteen (5,815) and not more than five thousand, eight hundred and thirty-five (5,835) inhabitants, whether organized under General or Special Law, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 259 ON THIRD READING

Mr. Clark moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 259 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—127

Allen	Avant
Allison	Bailey
Anderson	Baker

Bean	Knight
Bell	Lansberry
Benton	Lehman
Boone	Leyendecker
Brawner	Little
Bray	Lock
Bridgers	Love
Brown	Lowry
Bullock	Lucas
Bundy	Lyle
Burnaman	McAlister
Carlton	McDonald
Carrington	McGlasson
Cato	McLellan
Chambers	McNamara
Clark	McMurry
Coker	Manford
Colson, Mrs.	Manning
Connelly	Markle
Craig	Martin
Crossley	Matthews
Crosthwait	Mills
Davis	Montgomery
Deen	Moore
Dickson of Nolan	Morgan
Donald	Morris
Dove	Morse
Duckett	Murray
Dwyer	Nicholson
Eubank	Pace
Evans	Parker
Favors	Pevehouse
Ferguson	Phillips
Files	Price
Fitzgerald	Rampy
Fuchs	Reed of Bowie
Gandy	Reed of Dallas
Garland	Ridgeway
Goodman	Roark
Halsey	Roberts
Hanna	Rhodes
Hardeman	Sallas
Hargis	Senterfitt
Harris of Dallas	Sharpe
Heflin	Simpson
Henderson	Skiles
Hileman	Smith of Atascosa
Howard	Spacek
Howington	Spangler
Hoyo	Stanford
Huddleston	Stinson
Hughes	Stubbs
Humphrey	Thornton
Hutchinson	Turner
Jones	Voigt
Kelly	Walters
Kennedy	Wattner
Kersey	Weatherford
Kinard	White
King	Winfree
Klingeman	
	Absent
Burkett	Cleveland

Ellis	Huffman
Gilmer	Isaacks
Harris of Hill	Shell
Hartzog	Smith of Bastrop
Hobbs	Whitesides

Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

The Speaker then laid House Bill No. 259 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—132

Allen	Gandy
Allison	Garland
Anderson	Gilmer
Avant	Goodman
Bailey	Halsey
Baker	Hanna
Bean	Hardeman
Bell	Hargis
Benton	Harris of Dallas
Boone	Heflin
Brawner	Henderson
Bray	Hileman
Bridgers	Hobbs
Brown	Howard
Bullock	Howington
Bundy	Hoyo
Burnaman	Huddleston
Carrington	Hughes
Cato	Humphrey
Chambers	Hutchinson
Clark	Isaacks
Cleveland	Jones
Coker	Kelly
Colson, Mrs.	Kennedy
Connelly	Kersey
Craig	Kinard
Crossley	King
Crosthwait	Klingeman
Davis	Knight
Deen	Lansberry
Dickson of Nolan	Lehman
Donald	Leyendecker
Dove	Little
Duckett	Lock
Dwyer	Love
Ellis	Lowry
Eubank	Lucas
Evans	Lyle
Favors	McAlister
Ferguson	McDonald
Files	McGlasson
Fitzgerald	McLellan
Fuchs	

McNamara	Roberts
McMurry	Rhodes
Manford	Sallas
Manning	Senterfitt
Markle	Sharpe
Martin	Shell
Matthews	Simpson
Mills	Skiles
Montgomery	Smith of Atascosa
Moore	Spacek
Morgan	Spangler
Morse	Stanford
Murray	Stinson
Nicholson	Stubbs
Pace	Thornton
Parker	Turner
Pevehouse	Voigt
Phillips	Walters
Price	Wattner
Rampy	Weatherford
Reed of Bowie	White
Reed of Dallas	Whitesides
Ridgeway	Winfree
Roark	

## Absent

Burkett	Huffman
Carlton	Morris
Harris of Hill	Smith of Bastrop
Hartzog	

## Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

HOUSE BILL NO. 266 ON  
SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 266, A bill to be entitled "An Act amending Section 9, Chapter 14, of the Acts of the Thirty-seventh Legislature, Special Laws of the First Called Session, Senate Bill No. 79, so as to give compensation to the members of the Board of Equalization of the Mineral Wells Independent School District; and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 266 ON  
THIRD READING

Mr. Clark moved that the Constitutional Rule requiring bills to be

read on three several days be suspended and that House Bill No. 266 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—128

Allen	Howington
Allison	Hoyo
Anderson	Huddleston
Avant	Hughes
Bailey	Humphrey
Baker	Hutchinson
Bean	Isaacks
Bell	Jones
Benton	Kelly
Boone	Kennedy
Brawner	Kersey
Bray	Kinard
Bridgers	King
Brown	Klingeman
Bullock	Knight
Bundy	Lansberry
Burnaman	Lehman
Cato	Leyendecker
Clark	Little
Cleveland	Lock
Coker	Love
Colson, Mrs.	Lowry
Connelly	Lucas
Craig	Lyle
Crossley	McAlister
Crosthwait	McDonald
Davis	McGlasson
Deen	McMurry
Dickson of Nolan	Manford
Donald	Manning
Dove	Markle
Duckett	Martin
Dwyer	Matthews
Ellis	Mills
Eubank	Montgomery
Evans	Moore
Favors	Morgan
Ferguson	Morse
Files	Murray
Fitzgerald	Nicholson
Fuchs	Pace
Gandy	Parker
Garland	Pevehouse
Gilmer	Phillips
Goodman	Price
Halsey	Rampy
Hanna	Reed of Bowie
Hardeman	Reed of Dallas
Hargis	Ridgeway
Harris of Dallas	Roark
Harris of Hill	Roberts
Henderson	Rhodes
Hileman	Sallas
Hobbs	
Howard	

Senterfitt	Stubbs
Sharpe	Thornton
Shell	Turner
Simpson	Voigt
Skiles	Walters
Smith of Atascosa	Wattner
Spacek	Weatherford
Spangler	White
Stanford	Whitesides
Stinson	Winfree

Absent

Burkett	Huffman
Carlton	McLellan
Carrington	McNamara
Chambers	Morris
Hartzog	Smith of Bastrop
Heflin	

Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

The Speaker then laid House Bill No. 266 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—129

Allen	Deen
Allison	Dickson of Nolan
Anderson	Donald
Avant	Dove
Bailey	Duckett
Baker	Dwyer
Bean	Ellis
Bell	Eubank
Benton	Evans
Boone	Favors
Brawner	Ferguson
Bray	Files
Brown	Fuchs
Bullock	Gandy
Bundy	Garland
Burnaman	Gilmer
Carlton	Goodman
Carrington	Halsey
Cato	Hanna
Chambers	Hardeman
Clark	Hargis
Coker	Harris of Dallas
Colson, Mrs.	Harris of Hill
Connelly	Hartzog
Craig	Heflin
Crossley	Henderson
Crothwait	Hobbs
Davis	Howard

Howington	Morris
Hoyo	Morse
Huddleston	Murray
Hughes	Nicholson
Humphrey	Pace
Hutchinson	Parker
Isaacks	Pevehouse
Jones	Phillips
Kelly	Price
Kennedy	Rampy
Kersey	Reed of Bowie
Kinard	Reed of Dallas
King	Ridgeway
Klingeman	Roark
Knight	Roberts
Lansberry	Rhodes
Lehman	Sallas
Leyendecker	Senterfitt
Little	Sharpe
Lock	Shell
Love	Simpson
Lowry	Skiles
Lucas	Spacek
Lyle	Spangler
McAlister	Stanford
McDonald	Stinson
McGlasson	Stubbs
McNamara	Thornton
McMurry	Turner
Manford	Voigt
Manning	Walters
Markle	Wattner
Martin	Weatherford
Matthews	White
Montgomery	Whitesides
Moore	Winfree
Morgan	

Absent

Bridgers	Huffman
Burkett	McLellan
Cleveland	Mills
Fitzgerald	Smith of Bastrop
Hileman	Smith of Atascosa

Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

#### ADOPTION OF AMENDMENT TO HOUSE RULES

The Speaker laid before the House, for consideration at this time, the following resolution:

H. S. R. No. 95, By Mr. Turner, Proposing an Amendment to Rule I, Section 3, of the House Rules.

The resolution having heretofore been read second time and referred to the Committee on Rules.

The Committee on Rules having recommended the adoption of the resolution.

The resolution was adopted.

#### HOUSE BILL NO. 165 ON SECOND READING

Mr. Lyle moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Bill No. 165.

The motion prevailed.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 165, A bill to be entitled "An Act granting to the City of Corpus Christi, Texas, all right, title and interest of the State of Texas to certain land hitherto submerged by the waters of Corpus Christi Bay; ratifying and confirming exchanges and conveyances of property within the area of certain private owners; reserving the minerals unto the State; declaring that the Act shall be cumulative of former grants and authorities; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 165 ON THIRD READING

Mr. Lyle moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 165 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—122

Allison	Bray
Anderson	Bridgers
Avant	Bullock
Bailey	Bundy
Baker	Burnaman
Bell	Carlton
Benton	Carrington
Boone	Cato
Brawner	Chambers

Clark	Lehman
Cleveland	Leyendecker
Coker	Little
Colson, Mrs.	Lock
Connelly	Love
Craig	Lucas
Crossley	Lyle
Crosthwait	McAlister
Davis	McGlasson
Deen	McLellan
Donald	McNamara
Dove	McMurry
Duckett	Manford
Dwyer	Manning
Ellis	Markle
Eubank	Matthews
Evans	Mills
Favors	Montgomery
Ferguson	Moore
Files	Morgan
Fitzgerald	Morse
Fuchs	Murray
Gandy	Nicholson
Garland	Pace
Gilmer	Parker
Goodman	Phillips
Halsey	Price
Hanna	Rampy
Hardeman	Reed of Bowie
Hargis	Reed of Dallas
Harris of Dallas	Ridgeway
Harris of Hill	Roark
Heflin	Roberts
Henderson	Rhodes
Hileman	Sallas
Hobbs	Senterfitt
Howard	Sharpe
Howington	Simpson
Hoyo	Skiles
Huddleston	Spacek
Hughes	Spangler
Humphrey	Stanford
Hutchinson	Stinson
Jones	Stubbs
Kelly	Thornton
Kennedy	Voigt
Kersey	Walters
Kinard	Wattner
King	Weatherford
Klingeman	White
Knight	Whitesides
Lansberry	Winfree

#### Absent

Allen	Isaacks
Bean	Lowry
Brown	McDonald
Burkett	Martin
Dickson of Nolan	Morris
Hartzog	Pevehouse
Huffman	Shell

Smith of Bastrop    Turner  
Smith of Atascosa

Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

The Speaker then laid House Bill No. 165 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—128

Allen	Halsey
Allison	Hanna
Anderson	Hardeman
Avant	Hargis
Baker	Harris of Dallas
Bailey	Harris of Hill
Bean	Hartzog
Bell	Heflin
Benton	Henderson
Boone	Hileman
Brawner	Hobbs
Bray	Howard
Brown	Howington
Bullock	Hoyo
Bundy	Huddleston
Burnaman	Hughes
Carlton	Humphrey
Carrington	Hutchinson
Cato	Jones
Chambers	Kelly
Clark	Kennedy
Cleveland	Kersey
Coker	Kinard
Colson, Mrs.	King
Connelly	Klingeman
Crossley	Knight
Crosthwait	Lansberry
Davis	Lehman
Deen	Leyendecker
Dickson of Nolan	Little
Donald	Lock
Dove	Love
Duckett	Lowry
Ellis	Lucas
Eubank	Lyle
Favors	McAlister
Ferguson	McDonald
Files	McGlasson
Fitzgerald	McLellan
Fuchs	McNamara
Gandy	McMurry
Garland	Manford
Gilmer	Manning

Markle	Roberts
Martin	Rhodes
Matthews	Sallas
Mills	Senterfitt
Montgomery	Sharpe
Moore	Simpson
Morgan	Skiles
Morris	Smith of Atascosa
Morse	Spacek
Murray	Spangler
Nicholson	Stanford
Pace	Stinson
Parker	Stubbs
Pevehouse	Thornton
Phillips	Turner
Price	Voigt
Rampy	Wattner
Reed of Bowie	Weatherford
Reed of Dallas	White
Ridgeway	Whitesides
Roark	Winfree

Absent

Bridgers	Huffman
Burkett	Isaacks
Craig	Shell
Dwyer	Smith of Bastrop
Evans	Walters
Goodman	

Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

BILL ORDERED NOT PRINTED

On motion of Mr. Craig, House Bill No. 304 was ordered not printed.

HOUSE BILL NO. 304 ON  
SECOND READING

Mr. Craig moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Bill No. 304.

The motion prevailed by the following vote:

Yeas—131

Allison	Boone
Anderson	Brawner
Avant	Bray
Bailey	Bridgers
Baker	Brown
Bean	Burnaman
Bell	Carlton
Benton	Carrington



Cato	Little
Chambers	Lock
Clark	Love
Cleveland	Lowry
Coker	Lucas
Colson, Mrs.	Lyle
Connelly	McAlister
Craig	McGlasson
Crossley	McLellan
Crosthwait	McNamara
Davis	McMurry
Deen	Manford
Dickson of Nolan	Manning
Donald	Markle
Dove	Martin
Duckett	Matthews
Dwyer	Mills
Ellis	Montgomery
Eubank	Moore
Evans	Morgan
Favors	Morris
Ferguson	Morse
Files	Murray
Fitzgerald	Nicholson
Fuchs	Pace
Gandy	Parker
Garland	Pevehouse
Gilmer	Phillips
Goodman	Price
Halsey	Rampy
Hanna	Reed of Bowie
Hardeman	Reed of Dallas
Hargis	Ridgeway
Harris of Dallas	Roark
Harris of Hill	Roberts
Hartzog	Rhodes
Heflin	Sallas
Henderson	Senterfitt
Hileman	Sharpe
Hobbs	Shell
Howard	Simpson
Howington	Skiles
Hoyo	Smith of Atascosa
Huddleston	Spacek
Hughes	Spangler
Humphrey	Stanford
Hutchinson	Stinson
Jones	Stubbs
Kelly	Thornton
Kennedy	Turner
Kersey	Voigt
Kinard	Walters
King	Wattner
Klingeman	Weatherford
Knight	White
Lansberry	Whitesides
Lehman	Winfree
Leyendecker	

Absent

Allen	Bundy
Bullock	Burkett

Huffman	McDonald
Isaacks	Smith of Bastrop

Absent—Excused

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

Mr. Craig then moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 304 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—126

Allison	Fuchs
Anderson	Gandy
Avant	Garland
Bailey	Gilmer
Baker	Goodman
Bean	Halsey
Benton	Hanna
Boone	Hardeman
Brawner	Hargis
Bray	Harris of Dallas
Bridgers	Harris of Hill
Brown	Hartzog
Bullock	Heflin
Burnaman	Henderson
Carlton	Hileman
Carrington	Hobbs
Cato	Howard
Chambers	Howington
Clark	Hoyo
Cleveland	Huddleston
Coker	Hughes
Colson, Mrs.	Humphrey
Connelly	Hutchinson
Crossley	Jones
Crosthwait	Kelly
Davis	Kennedy
Deen	Kinard
Dickson of Nolan	King
Donald	Klingeman
Dove	Lansberry
Duckett	Lehman
Dwyer	Leyendecker
Ellis	Little
Eubank	Lock
Evans	Love
Favors	Lowry
Ferguson	Lucas
Files	Lyle
Fitzgerald	McGlasson

McLellan	Roark
McMurry	Roberts
McNamara	Rhodes
Manford	Sallas
Manning	Senterfitt
Markle	Sharpe
Martin	Shell
Matthews	Simpson
Mills	Skiles
Montgomery	Smith of Bastrop
Moore	Smith of Atascosa
Morgan	Spacek
Morris	Spangler
Morse	Stanford
Murray	Stinson
Nicholson	Stubbs
Pace	Thornton
Pevehouse	Turner
Phillips	Voigt
Price	Walters
Rampy	Wattner
Reed of Bowie	Weatherford
Reed of Dallas	White
Ridgeway	Whitesides

**Absent**

Allen	Kersey
Bell	Knight
Bundy	McAlister
Burkett	McDonald
Craig	Parker
Huffman	Winfree
Isaacks	

**Absent—Excused**

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 304, A bill to be entitled "An Act applying only to independent school districts in counties having a population of not less than three thousand seven hundred fifty (3,750) and not more than three thousand eight hundred fifty (3,850) according to the last preceding Federal Census; authorizing said school districts to fund into time warrants all outstanding obligations of said school districts which existed on July 1, 1940; prescribing the terms and conditions of issuance of said time warrants; authorizing said school districts to borrow money in a sum not to exceed Seven Thou-

sand Dollars (\$7,000.00) with which to pay certain outstanding obligations; providing for the levying of a tax to pay the same and fixing the rate of interest thereon; prescribing the terms and conditions of said time warrants; and declaring an emergency."

The bill was read second time and was passed to engrossment.

### HOUSE BILL NO. 304 ON THIRD READING

The Speaker then laid House Bill No. 304 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—126

Allison	Fuchs
Anderson	Gandy
Avant	Garland
Bailey	Gilmer
Baker	Goodman
Bell	Halsey
Benton	Hanna
Boone	Hardeman
Brawner	Hargis
Bray	Harris of Dallas
Bridgers	Harris of Hill
Brown	Hartzog
Bullock	Heflin
Burnaman	Henderson
Carlton	Hileman
Carrington	Hobbs
Cato	Howard
Chambers	Howington
Clark	Hoyo
Cleveland	Huddleston
Coker	Hughes
Colson, Mrs.	Humphrey
Connelly	Hutchinson
Craig	Isaacks
Crossley	Jones
Crosthwait	Kelly
Davis	Kennedy
Deen	Kersey
Dickson of Nolan	Kinard
Donald	King
Dove	Klingeman
Duckett	Knight
Dwyer	Lansberry
Ellis	Lehman
Eubank	Leyendecker
Evans	Little
Favors	Lock
Ferguson	Love
Files	Lowry
Fitzgerald	Lucas

McGlasson	Roark
McLellan	Roberts
McMurry	Rhodes
McNamara	Sallas
Manford	Senterfitt
Manning	Shell
Markle	Simpson
Martin	Skiles
Matthews	Smith of Atascosa
Mills	Spacek
Moore	Spangler
Morgan	Stanford
Morris	Stinson
Morse	Stubbs
Murray	Thornton
Pace	Turner
Pevehouse	Voigt
Phillips	Walters
Price	Wattner
Rampy	Weatherford
Reed of Bowie	White
Reed of Dallas	Whitesides
Ridgeway	Winfree

**Absent**

Allen	McDonald
Bean	Montgomery
Bundy	Nicholson
Burkett	Parker
Huffman	Sharpe
Lyle	Smith of Bastrop
McAlister	

**Absent—Excused**

Alsup	Dickson of Bexar
Blankenship	Helpinstill
Bruhl	McCann
Celaya	Taylor
Daniel	Vale

**RELATIVE TO HOUSE  
BILL NO. 206**

Mr. Bridgers and Miss Files ask unanimous consent of the House to withdraw House Bill No. 206 from the Committee on Education.

There was no objection offered and it was so ordered.

**HOUSE BILL NO. 208 ON  
SECOND READING**

Mr. McAlister moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Bill No. 208.

The motion prevailed by the following vote:

**Yeas—126**

Allison	Hughes
Anderson	Humphrey
Avant	Hutchinson
Bailey	Isaacks
Baker	Jones
Bean	Kennedy
Bell	Kersey
Benton	Kinard
Boone	King
Brawner	Klingeman
Bray	Knight
Bridgers	Lansberry
Brown	Lehman
Bullock	Leyendecker
Burnaman	Little
Carlton	Lock
Carrington	Love
Cato	Lowry
Chambers	Lucas
Clark	Lyle
Cleveland	McDonald
Coker	McGlasson
Connelly	McLellan
Craig	McMurry
Crossley	McNamara
Crosthwait	Manford
Davis	Manning
Deen	Markle
Dickson of Nolan	Martin
Donald	Matthews
Dove	Mills
Duckett	Montgomery
Dwyer	Moore
Ellis	Morgan
Eubank	Morris
Favors	Morse
Ferguson	Murray
Files	Nicholson
Fitzgerald	Pace
Fuchs	Parker
Gandy	Pevehouse
Garland	Phillips
Gilmer	Price
Goodman	Rampy
Halsey	Reed of Bowie
Hanna	Reed of Dallas
Hargis	Ridgeway
Harris of Dallas	Roark
Harris of Hill	Rhodes
Hartzog	Sallas
Heflin	Senterfitt
Henderson	Sharpe
Hileman	Shell
Hobbs	Simpson
Howard	Skiles
Howington	Spacek
Hoyo	Spangler

Stanford  
Stinson  
Stubbs  
Thornton  
Turner  
Voigt

Walters  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

## Absent

Allen  
Bundy  
Burkett  
Colson, Mrs.  
Evans  
Hardeman  
Huddleston

Huffman  
Kelly  
McAlister  
Roberts  
Smith of Bastrop  
Smith of Atascosa

## Absent—Excused

Alsup  
Blankenship  
Bruhl  
Celaya  
Daniel

Dickson of Bexar  
Helpinstill  
McCann  
Taylor  
Vale

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 208, A bill to be entitled "An Act providing for the execution of an agreement to extend the Interstate Compact to Conserve Oil and Gas; prescribing the form of the agreement; prescribing procedure for withdrawal from the Compact; and declaring an emergency."

The bill was read second time.

Mr. McAlister offered the following amendment to the bill:

Amend H. B. No. 208, Article 3, page 2, line 9, where the word "within" appears in said line change to "with."

The amendment was adopted.

House Bill No. 208 was then passed to engrossment.

### HOUSE BILL NO. 208 ON THIRD READING

Mr. McAlister moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 208 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—131

Allison	Hughes
Anderson	Humphrey
Avant	Hutchinson
Bailey	Isaacks
Baker	Jones
Bean	Kennedy
Bell	Kersey
Benton	Kinard
Boone	King
Brawner	Klingeman
Bray	Knight
Bridgers	Lansberry
Brown	Lehman
Bullock	Leyendecker
Bundy	Little
Burnaman	Lock
Carlton	Love
Carrington	Lucas
Cato	Lyle
Chambers	McAlister
Clark	McDonald
Cleveland	McGlasson
Coker	McLellan
Colson, Mrs.	McNamara
Connelly	McMurry
Craig	Manford
Crossley	Manning
Crosthwait	Markle
Deen	Martin
Dickson of Nolan	Matthews
Donald	Mills
Dove	Moore
Duckett	Morgan
Dwyer	Morris
Ellis	Morse
Eubank	Murray
Evans	Nicholson
Favors	Pace
Ferguson	Parker
Files	Pevehouse
Fitzgerald	Phillips
Fuchs	Price
Gandy	Rampy
Garland	Reed of Bowie
Gilmer	Reed of Dallas
Goodman	Ridgeway
Halsey	Roark
Hanna	Roberts
Hargis	Rhodes
Harris of Dallas	Sallas
Harris of Hill	Senterfitt
Hartzog	Sharpe
Heflin	Shell
Henderson	Simpson
Hileman	Skiles
Hobbs	Smith of Atascosa
Howard	Spacek
Howington	Spangler
Hoyo	Stanford
Huddleston	
Huffman	

Stinson  
Stubbs  
Thornton  
Turner  
Voigt  
Walters

Wattner  
Weatherford  
White  
Whitesides  
Winfree

## Absent

Allen  
Bruhl  
Burkett  
Davis  
Hardeman

Kelly  
Lowry  
Montgomery  
Smith of Bastrop

## Absent—Excused

Alsup  
Blankenship  
Celaya  
Daniel  
Dickson of Bexar

Helpinstill  
McCann  
Taylor  
Vale

The Speaker then laid House Bill No. 208 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—131

Allison  
Anderson  
Avant  
Bailey  
Baker  
Bell  
Benton  
Boone  
Brawner  
Bray  
Bridgers  
Brown  
Bullock  
Bundy  
Burnaman  
Carlton  
Carrington  
Cato  
Chambers  
Clark  
Cleveland  
Coker  
Colson, Mrs.  
Connelly  
Craig  
Crossley  
Crosthwait  
Deen  
Dickson of Nolan  
Donald  
Dove  
Duckett  
Dwyer  
Ellis

Eubank  
Evans  
Favors  
Ferguson  
Files  
Fitzgerald  
Fuchs  
Gandy  
Garland  
Gilmer  
Goodman  
Halsey  
Hanna  
Hardeman  
Hargis  
Harris of Dallas  
Harris of Hill  
Hartzog  
Heflin  
Henderson  
Hileman  
Hobbs  
Howard  
Howington  
Hoyo  
Huddleston  
Huffman  
Hughes  
Humphrey  
Hutchinson  
Isaacks  
Jones  
Kennedy

Kersey  
Kinard  
King  
Klingeman  
Knight  
Lansberry  
Lehman  
Leyendecker  
Little  
Lock  
Love  
Lowry  
Lucas  
Lyle  
McAlister  
McDonald  
McGlasson  
McLellan  
McNamara  
McMurry  
Manford  
Markle  
Martin  
Matthews  
Mills  
Moore  
Morgan  
Morris  
Morse  
Murray  
Nicholson  
Pace

Parker  
Pevehouse  
Phillips  
Price  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roark  
Roberts  
Rhodes  
Sallas  
Sentérfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Atascosa  
Spacek  
Spangler  
Stanford  
Stinson  
Stubbs  
Thornton  
Turner  
Voigt  
Walters  
Wattner  
Weatherford  
White  
Whitesides  
Winfree

## Absent

Allen  
Bean  
Burkett  
Davis

Kelly  
Manning  
Montgomery  
Smith of Bastrop

## Absent—Excused

Alsup  
Blankenship  
Bruhl  
Celaya  
Daniel

Dickson of Bexar  
Helpinstill  
McCann  
Taylor  
Vale

## BILLS SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 45, "An Act to create a Texas Defense Guard in the State of Texas during such time as any part of the National Guard is in active Federal Service, and to provide for the organization, maintenance, training and discipline thereof, and declaring an emergency."

H. B. No. 134, "An Act providing for the granting and issuance of easements or surface leases to the United States of America by the School Land Board on any island, salt water lake, bay, inlet, or marsh within tidewater limits, and that portion of the Gulf of Mexico within the jurisdiction of the State of Texas, for any purpose essential for the National Defense; retaining for the State of Texas all oil and gas and other mineral rights in and under such areas; providing that the consideration to be paid the State therefor shall be agreed upon by the School Land Board and the United States of America; subordinating all existing grass leases to such easements or surface leases; providing for the suspension of the primary and principal terms and rental obligations of existing oil and gas leases affected hereby for the duration of such easements or surface leases upon the filing of the subordination agreements by holders of such oil and gas leases; providing for notice to such oil and gas lessees of the termination of such easements or surface leases; excluding from the terms hereof all areas where oil, gas or other mineral production exists; and declaring an emergency."

H. B. No. 140, "An Act authorizing the Commissioners Court in certain counties to allow each County Commissioner certain expenses in connection with the performing of the duties as road commissioner in addition to the duties as County Commissioner; providing for the payment of the same; and declaring an emergency."

#### ADJOURNMENT

On motion of Mr. Kersey, the House at 11:40 o'clock a. m. adjourned until 10:00 o'clock a. m. next Monday, February 10.

#### APPENDIX

#### STANDING COMMITTEE REPORTS

The following Committees have filed favorable reports on bills and resolutions as follows:

Highways and Motor Traffic: H. B. No. 19.

Penitentiaries: H. B. No. 10.

School Districts: H. B. No. 304.

Rules: H. S. R. No. 95.

#### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, February 6, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 234, A bill to be entitled "An Act validating the incorporation of all cities and towns in Texas of five thousand (5,000) inhabitants or less heretofore incorporated and/or attempted in good faith to be incorporated under the General Laws of Texas; providing that the incorporation of such cities and towns shall not be held invalid on account of irregularities in ordering the incorporation election, election proceedings and/or canvassing returns and declaring result thereof; providing the Act shall not have any effect upon suits pending on the effective date of the Act, or suits to be filed within ninety (90) days; and validating all governmental proceedings performed in good faith by the governing bodies of such cities and towns since their incorporation or attempted incorporation respectively; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 6, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 216, A bill to be entitled "An Act amending Section 1 of House Bill No. 160, Acts of the First Called Session of the Forty-first Legislature, Chapter 83, page 209, by removing certain restrictions on the number of acres of land which may be owned by cities and counties for airport purposes; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

#### REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, February 7, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 45, "An Act to create a Texas Defense Guard in the State of Texas during such time as any part of the National Guard is in active Federal service; to provide for the organization, maintenance, training, and discipline thereof and rules and regulations necessary thereto; providing tenure of enlistment and vesting the Governor with authority to disband or demobilize units of the Texas Defense Guard in conjunction with the return of the National Guard units provided all units of the Texas Defense Guard will be disbanded or demobilized in accordance with the provisions of Section 61 of the National Defense Act; providing a saving clause; repealing all Acts or parts of Acts inconsistent therewith; providing a title for the Act; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 6, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 134, "An Act providing for the granting and issuance of easements or surface leases to the United States of America by the School Land Board on any island, salt water lake, bay, inlet, or marsh within tidewater limits, and that portion of the Gulf of Mexico within the jurisdiction of the State of Texas, for any purpose essential for the Na-

tional Defense; providing for hearings by interested parties; providing for termination of lease when area no longer used for purpose herein granted; retaining for the State of Texas all oil and gas and other mineral rights in and under such areas; providing that the consideration to be paid the State therefor shall be agreed upon by the School Land Board and the United States of America; subordinating all existing grass leases to such easements or surface leases; providing for the suspension of the primary and principal terms of existing oil and gas leases affected hereby for the duration of such easements or surface leases upon the filing of the subordination agreements by holders of such oil and gas leases, provided that annual rental payments stipulated in this lease during suspension period are continued; providing for notice to such oil and gas lessees of the termination of such easements or surface leases, provided annual rental payments have been met; excluding from the terms hereof all areas where oil, gas, or other mineral production exists; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 6, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 140, "An Act authorizing the Commissioners Court in certain counties to allow each County Commissioner certain expenses in connection with the performing of the duties as road commissioner in addition to the duties as County Commissioner; providing for the payment of the same; and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

**In Memory of**  
**Hon. Walter E. Jones**

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Mr. Smith of Atascosa offered the following resolution:

H. S. R. No. 106, In Memory of Honorable Walter E. Jones.

Whereas, The Honorable Walter E. Jones, on the 3rd day of February, 1941, came to his death by reason of an automobile accident; and

Whereas, Mr. Jones has rendered long and conspicuous service to the State of Texas; been ever guided by her best interest, and always loyal and devoted to the welfare of her people who honored him as County Attorney and County Judge of Atascosa County, Texas, and as a Representative in this House in the 41st, 42nd, 43rd, 44th and 45th Legislatures as Representative from the 76th District, composed of the Counties of Atascosa, Frio, LaSalle, Live Oak and McMullen; and

Whereas, Mr. Jones was at the time of his death Superintendent of the State Confederate Home; and

Whereas, Mr. Jones was of a courteous, kindly, genial nature, which drew men to him and endeared him to them to the extent that all who knew, loved and trusted him; now, therefore,

Be it resolved, That in the death of Mr. Jones the State has lost a patriotic and outstanding citizen, a faithful and loyal public servant; his friends, a kind, considerate and sympathetic companion and associate; and

Be it further resolved, That this resolution be printed in the Journal of this House and that the Chief Clerk of the House is hereby instructed to cause to be delivered a copy hereof to the widow of Mr. Jones, who is hereby extended the most sincere sympathy of this House in her great loss and bereavement.

SMITH of Atascosa,  
FUCHS,  
MORSE,  
NICHOLSON,  
LEYENDECKER,  
HARTZOG,  
SHELL,  
HEFLIN,  
ANDERSON,  
LITTLE,  
BRIDGERS,  
HUDDLESTON,  
WINFREE,  
MONTGOMERY,  
RHODES,  
REED of Bowie,  
STINSON,



ALSUP,  
REED of Dallas,  
HOWINGTON,  
DWYER.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Ellis, Eubank, Evans, Favors, Ferguson, Miss Files, Fitzgerald, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Helpinstill, Henderson, Hileman, Hobbs, Howard, Hoyo, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McNamara, McMurry, Manford, Manning, Markle, Martin, Matthews, Mills, Moore, Morgan, Morris, Murray, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Ridgeway, Roark, Roberts, Sallas, Senterfitt, Sharpe, Simpson, Skiles, Smith of Bastrop, Spacek, Spangler, Stanford, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White and Whitesides.

On the motion of Mr. Bell, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.